

CARRINGTON, COLEMAN, SLOMAN & BLUMENTHAL

A REGISTERED LIMITED LIABILITY PARTNERSHIP

ATTORNEYS

200 CRESCENT COURT

SUITE 1500

DALLAS, TEXAS 75201

FAX (214) 855-1333

TEL (214) 855-3000

RECORDATION NO 17789- B.C. FILED

AUG 18 '97

11-23 AM

ROSHAN SELOD  
(214) 855-3023

August 12, 1997

RECORDATION NO 17790- B.C. FILED

AUG 18 '97

11-23 AM

VIA FEDERAL EXPRESS

Vernon A. Williams, Secretary  
Surface Transportation Board  
Attn: Janice Fort, Chief of Recordations  
1925 K Street NW  
Washington, DC 20423

RE: San Joaquin Valley Railroad Co. & Kyle Railways Inc.  
Surface Transportation Board Filing #'s 17790, 17790-A

Eastern Alabama Railway, Inc. & Kyle Railways Inc.  
Surface Transportation Board Filing #'s 17789, 17789-A

Dear Ms. Fort:

Enclosed for filing are four UCC-3 Termination Statements for the captioned liens along with this firm's check in the amount of \$96.00 to cover the recording fees. I have also enclosed a letter from the secured party, acknowledging that the loan to which the liens relate has been paid in full, as you requested. Please forward to me file marked copies once the terminations have been filed in the enclosed, stamped envelope.

Please give me a call if you have any questions regarding this matter. Thank you for your assistance.

Sincerely,

*Roshan Z. Selod*  
Roshan Z. Selod

RZS/dr  
Enclosure

RECEIVED  
SURFACE TRANSPORTATION  
BOARD

AUG 18 11 23 AM '97

**WELLS FARGO BANK  
BUSINESS LENDING DIVISION  
P.O. BOX 1060  
SAN JOSE, CA 95108**

RECEIVED  
SURFACE TRANSPORTATION  
BOARD  
AUG 18 11 23 AM '91

DATE AUGUST 7, 1997

CUSTOMER KYLE RAILWAYS, INC  
RE LOAN# 5081610804

To whom it may concern,

Due to our merger with First Interstate Bank, N A , we regret to inform you we have not received your file It's possible the file has been sent to the wrong department, however your loan has been paid in full Until we are able to locate your file please accept this letter as a substitution for your paid promissory note If you have any questions, please call us at 1-800-372-8242, x5 & x2

Sincerely,



Raul Garcia  
Collateral Specialist

# UNIFORM COMMERCIAL CODE STATEMENTS OF CONTINUATION, PARTIAL RELEASE, ASSIGNMENT, ETC. — FORM UCC-3

THE ODEE COMPANY  
DALLAS 75238

## INSTRUCTIONS

- PLEASE TYPE this form. Fold only along perforation for mailing.
- Remove Secured Party and Debtor copies and send other 3 copies with interleaved carbon paper to the filing officer.
- Enclose filing fee(s) and fill in original Financing Statement number and date filed.
- If the space provided for any item(s) on the form is inadequate the item(s) should be continued on additional sheets, preferably 5' x 8' or 8' x 10'. Only one copy of such additional sheets need be presented to the filing officer with a set of three copies of Form UCC-3. Long schedules of collateral, etc., may be on any size paper that is convenient for the secured party. Indicate the number of additional sheets attached.
- If collateral is crops or goods which are or are to become fixtures, describe generally the real estate and give name of record owner.
- At the time of filing, filing officer will return third copy as an acknowledgement.

This STATEMENT is presented to a filing officer for filing pursuant to the Uniform Commercial Code:		3 Maturity date (if any)
1 Debtor(s) (Last Name First) and address(es) EASTERN ALABAMA RAILWAY, INC. (AS COLLATERAL OWNER) AND KYLE RAILWAYS, INC. (AS BORROWER)	2 Secured Party(ies) and address(es) FIRST INTERSTATE BANK OF CALIFORNIA	For Filing Officer (Date, Time and Filing Office) RECORDATION NO. <u>7789-B</u> FILED  AUG 18 '97 11-23 AM
4 This statement refers to original Financing Statement bearing File No <u>17789</u> Filed with <u>SURFACE TRANSPORTATION BOARD</u> Filed <u>5/5/</u> 19 <u>92</u>		
<p>5 <input type="checkbox"/> <b>Continuation.</b> The original financing statement between the foregoing Debtor and Secured Party, bearing file number shown above, is still effective.</p> <p>6 <input checked="" type="checkbox"/> <b>Termination.</b> Secured party no longer claims a security interest under the financing statement bearing file number shown above.</p> <p>7 <input type="checkbox"/> <b>Assignment.</b> The secured party's right under the financing statement bearing file number shown above to the property described in Item 10 have been assigned to the assignee whose name and address appears in Item 10.</p> <p>8 <input type="checkbox"/> <b>Amendment.</b> Financing Statement bearing file number shown above is amended as set forth in Item 10.</p> <p>9 <input type="checkbox"/> <b>Release.</b> Secured Party releases the collateral described in Item 10 from the financing statement bearing file number shown above.</p>		
10		

No. of additional Sheets presented

WELLS FARGO BANK, N.A. SUCCESSOR BY MERGER WITH  
FIRST INTERSTATE BANK OF CALIFORNIA

By: [Signature]  
Signature(s) of Debtor(s) (necessary only if Item 8 is applicable)

By: \_\_\_\_\_  
Signature(s) of Secured Party(ies)

STANDARD FORM - FORM UCC-3

(1) Filing Officer Copy - Alphabetical

**INSTRUCTIONS.**

- 1 PLEASE TYPE this form. Fold only along perforation for mailing
- 2 Remove Secured Party and Debtor copies and send other 3 copies with interleaved carbon paper to the filing officer
- 3 Enclose filing fee(s), and fill in original Financing Statement number and date filed
- 4 If the space provided for any item(s) on the form is inadequate the item(s) should be continued on additional sheets, preferably 5" x 8" or 8" x 10'. Only one copy of such additional sheets need be presented to the filing officer with a set of three copies of Form UCC-3. Long schedules of collateral, etc., may be on any size paper that is convenient for the secured party. Indicate the number of additional sheets attached
- 5 If collateral is crops or goods which are or are to become fixtures, describe generally the real estate and give name of record owner
- 6 At the time of filing, filing officer will return third copy as an acknowledgement

**This STATEMENT is presented to a filing officer for filing pursuant to the Uniform Commercial Code:**

1 Debtor(s) (Last Name First) and address(es)  
**EASTERN ALABAMA RAILWAY, INC.**  
**(AS COLLATERAL OWNER) AND KYLE**  
**RAILWAYS, INC. (AS BORROWER)**

2. Secured Party(ies) and address(es) :  
**FIRST INTERSTATE BANK OF**  
**CALIFORNIA**

3 Maturity date (if any).

For Filing Officer (Date, Time and Filing Office)

*17789-B*

4. This statement refers to original Financing Statement bearing File No 17789

Filed with SURFACE TRANSPORTATION BOARD Date filed 8/5/ 19 92

5. ☐ **Continuation.** The original financing statement between the foregoing Debtor and Secured Party, bearing file number shown above, is still effective
6. ☒ **Termination.** Secured party no longer claims a security interest under the financing statement bearing file number shown above
7. ☐ **Assignment.** The secured party's right under the financing statement bearing file number shown above to the property described in Item 10 have been assigned to the assignee whose name and address appears in Item 10.
8. ☐ **Amendment.** Financing Statement bearing file number shown above is amended as set forth in Item 10
9. ☐ **Release.** Secured Party releases the collateral described in Item 10 from the financing statement bearing file number shown above.

10

No. of additional Sheets presented

**WELLS FARGO BANK, N.A. SUCCESSOR BY MERGER WITH**  
**FIRST INTERSTATE BANK OF CALIFORNIA**

By: *[Signature]*  
 Signature(s) of Debtor(s) (necessary only if Item 8 is applicable)

By: \_\_\_\_\_  
 Signature(s) of Secured Party(ies)

(2) Filing Officer Copy - Numerical